



C. Earl Hunter, Commissioner

*Promoting and protecting the health of the public and the environment.*

**Public Notice  
Clarification**

**Gerald Johnson, P/N # 2008-01922-2IH-P**

The U.S. Army Corp of Engineers placed the above referenced permit on public notice, November 14, 2008. OCRM did not place this project on public notice because additional information was required.

This notice is to clarify that OCRM is placing the above projects on public notice, November 21, 2008 and that the correct **suspense date** to have comments to OCRM is **December 6, 2008**.

Comments will be received on this public notice until **December 6, 2008** at the address below.

For further information, please contact the project manager, Steve Brooks, at 843-953-0235.

 November 21, 2008

JOINT  
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS  
69A Hagood Avenue  
Charleston, South Carolina 29403-5107  
and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL  
Office of Ocean and Coastal Resource Management  
1362 McMillan Avenue, Suite 400  
Charleston, South Carolina 29405

REGULATORY DIVISION

Refer to: P/N # ~~2008-01922-2IH~~-P

November 14, 2008

Page 1 of 3

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 406), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

GERALD JOHNSON  
C/O MATTHEW E. MCBEATH  
EAST COOPER LAND SURVEYING, LLC  
1500 HUXLEY DRIVE  
MT. PLEASANT, SOUTH CAROLINA 29466

for a permit to construct a dock in the

**ATLANTIC INTRACOASTAL WATERWAY**

at the location 3801 Buccaneer Dr., Big Goat Island, Charleston County, South Carolina  
(Latitude 32.80751, Longitude -79.76053)

In order to give all interested parties an opportunity to express their views

**NOTICE**

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

**12 O'CLOCK NOON, MONDAY, DECEMBER 1, 2008**

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of the construction of a 4' wide by 197' long walkway with handrails leading to a 20' by 20' fixed pierhead with an insulated roof, connecting to a 4' by 16' ramp leading to a 10' by 25' floating dock, along with a roofed 12' by 12' four-pile boatlift flood-side of the pierhead. The dock will include a sink and electricity. The dock is intended for private recreational use.

**NOTE:** Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers  
ATTN: REGULATORY DIVISION  
69A Hagood Avenue  
Charleston, South Carolina 29403-5107**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 1,646 square feet of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

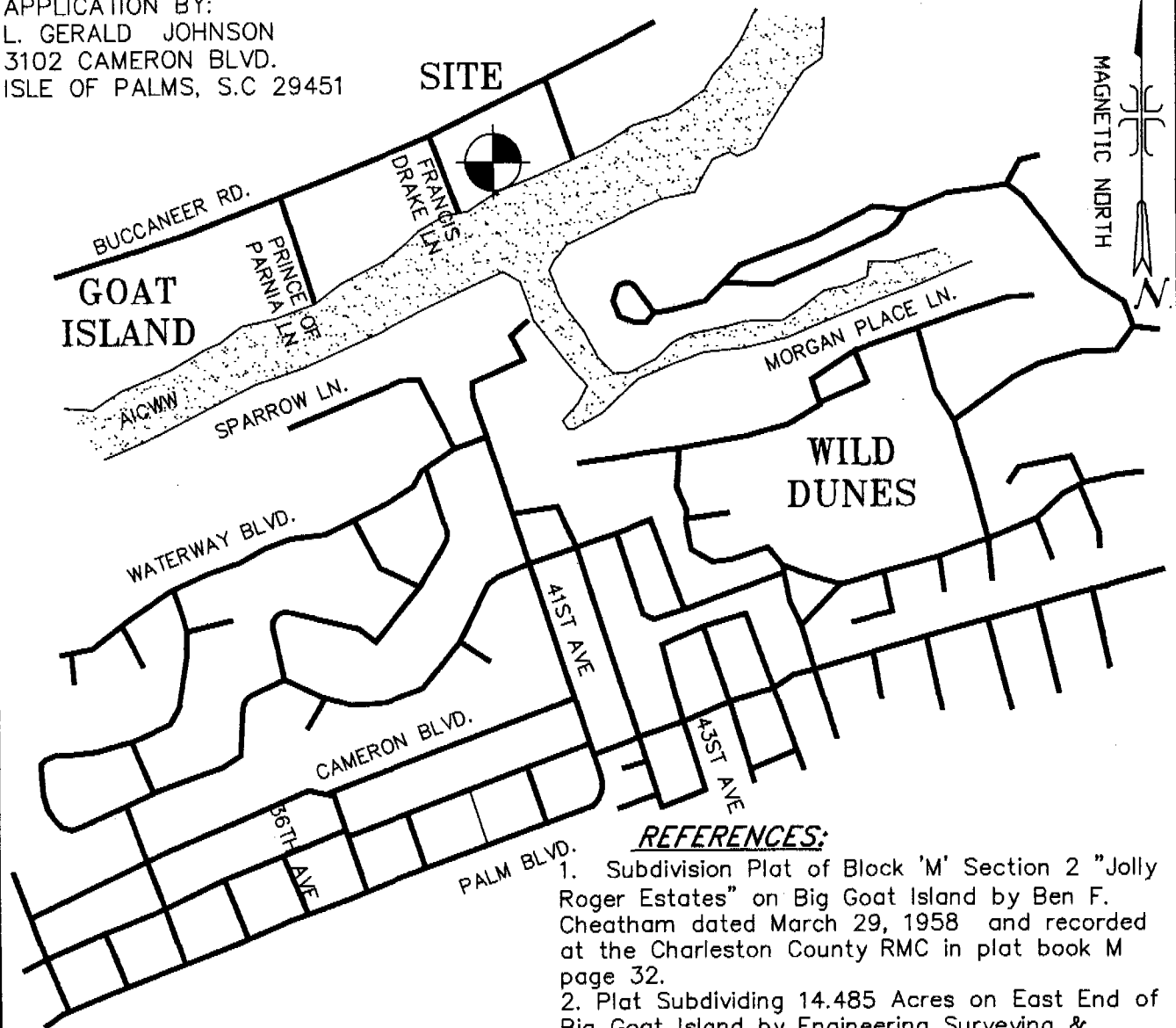
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Holland Youngman at 843-329-8044 or toll free at 1-866-329-8187.

Steve Brooks  
Project Manager  
SCDHEC-OCRM

843-953-0235

APPLICATION BY:  
L. GERALD JOHNSON  
3102 CAMERON BLVD.  
ISLE OF PALMS, S.C 29451



**REFERENCES:**

1. Subdivision Plat of Block 'M' Section 2 "Jolly Roger Estates" on Big Goat Island by Ben F. Cheatham dated March 29, 1958 and recorded at the Charleston County RMC in plat book M page 32.
2. Plat Subdividing 14.485 Acres on East End of Big Goat Island by Engineering Surveying & Planning Inc dated Jan. 30, 1995 and recorded at the Charleston County RMC in plat book EA page 705.
3. AIWW, Winyah Bay to Charleston STA. 891+26S to STA. 926+80S dated Nov. 2007 by U.S Army Engineer District, Corps of Engineers, Charleston, South Carolina.
4. USACE monuments used: 912+00 300L & 924+00 285R.
5. Horizontal Datum is based on NAD 83 (2001)
- 6) The critical area line shown on these drawings are taken directly from the Nov. 13, 2008 Plat of Lot 1 Block M Section 2 Jolly Roger Estates for L. Gerald Johnson located on Goat Island, Charleston County, SC. This plat was certified by OCRM staff on Nov. 17, 2008.

NOT TO SCALE  
3801 BUCCANEER DRIVE  
LOCATION MAP  
LOT 1 BLOCK M  
SECTION 2

REV. NOV. 14, 2008  
REV. OCT. 31, 2008  
AUG. 13, 2008

2008-01922-214-P

SHEET 1 OF 3

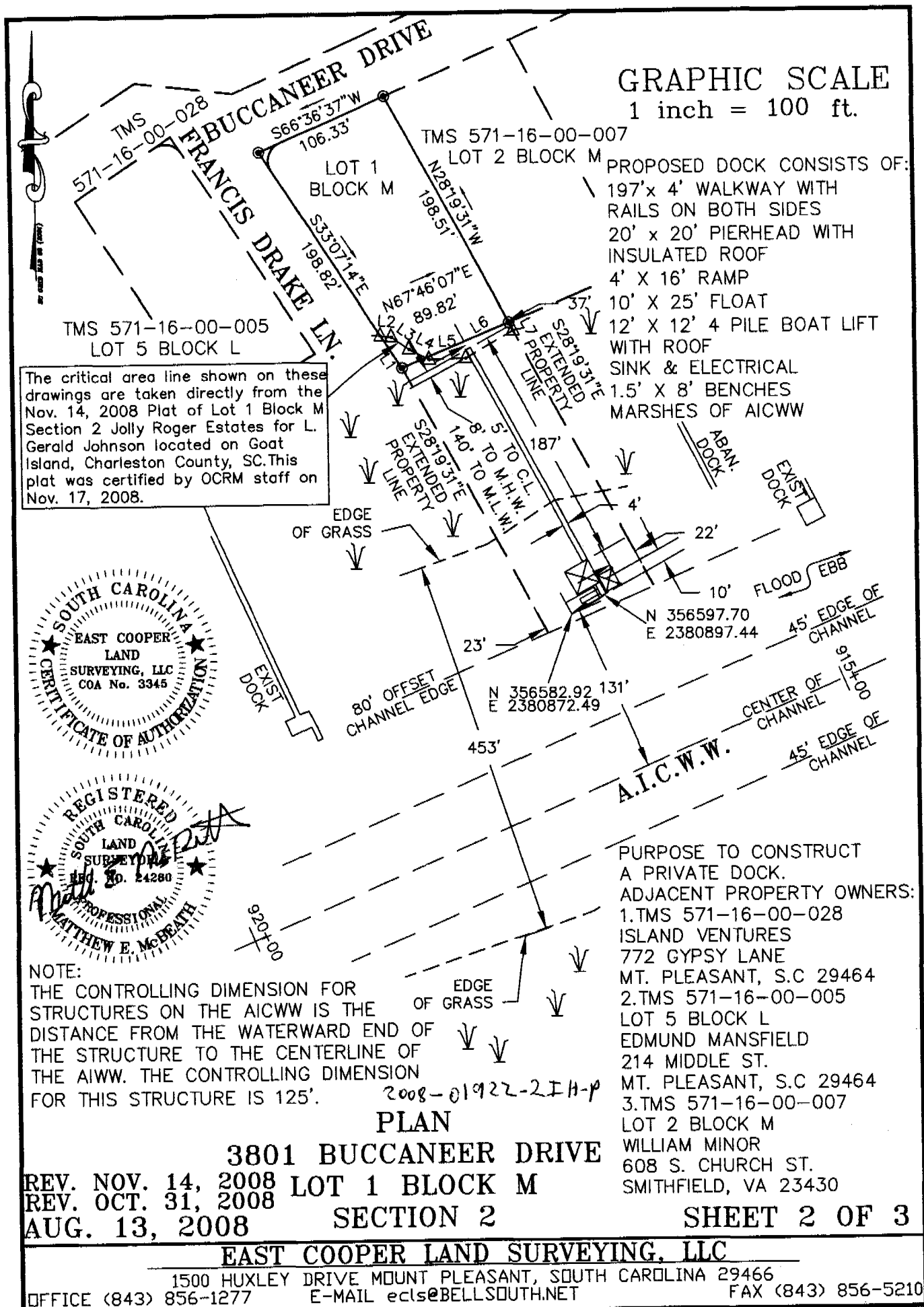
**EAST COOPER LAND SURVEYING, LLC**

1500 HUXLEY DRIVE MOUNT PLEASANT, SOUTH CAROLINA 29466

OFFICE (843) 856-1277

E-MAIL [ecsl@BELLSOUTH.NET](mailto:ecsl@BELLSOUTH.NET)

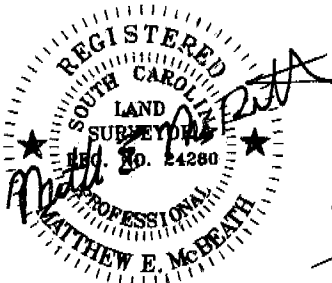
FAX (843) 856-5210



GRAPHIC SCALE  
1 inch = 100 ft.

PROPOSED DOCK CONSISTS OF:  
197' x 4' WALKWAY WITH  
RAILS ON BOTH SIDES  
20' x 20' PIERHEAD WITH  
INSULATED ROOF  
4' x 16' RAMP  
10' x 25' FLOAT  
12' x 12' 4 PILE BOAT LIFT  
WITH ROOF  
SINK & ELECTRICAL  
1.5' x 8' BENCHES  
MARSHES OF AICWW

The critical area line shown on these drawings are taken directly from the Nov. 14, 2008 Plat of Lot 1 Block M Section 2 Jolly Roger Estates for L. Gerald Johnson located on Goat Island, Charleston County, SC. This plat was certified by OCRM staff on Nov. 17, 2008.



NOTE:  
THE CONTROLLING DIMENSION FOR STRUCTURES ON THE AICWW IS THE DISTANCE FROM THE WATERWARD END OF THE STRUCTURE TO THE CENTERLINE OF THE AICWW. THE CONTROLLING DIMENSION FOR THIS STRUCTURE IS 125'.

PLAN

3801 BUCCANEER DRIVE

REV. NOV. 14, 2008  
REV. OCT. 31, 2008  
AUG. 13, 2008

LOT 1 BLOCK M  
SECTION 2

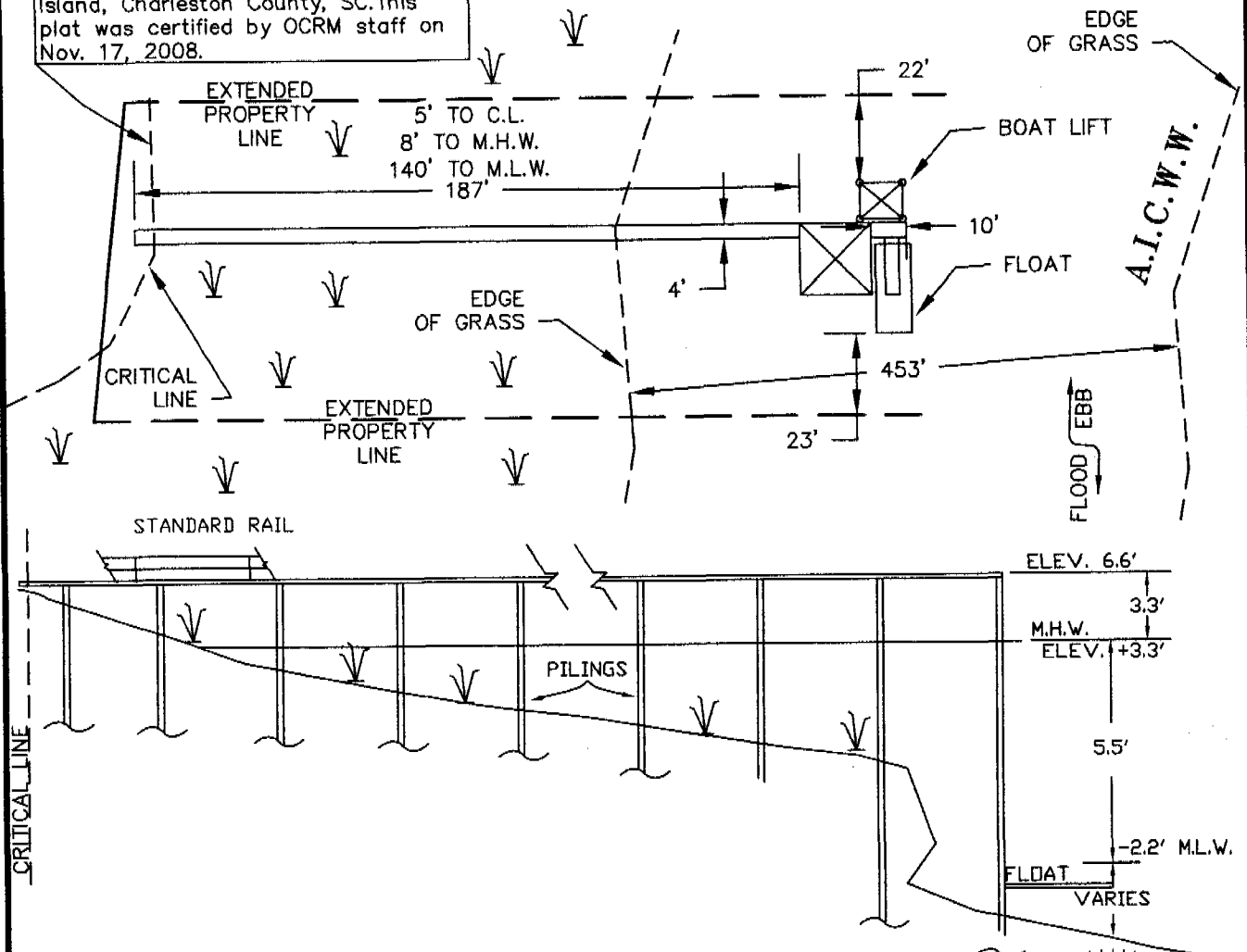
SHEET 2 OF 3

EAST COOPER LAND SURVEYING, LLC

1500 HUXLEY DRIVE MOUNT PLEASANT, SOUTH CAROLINA 29466  
OFFICE (843) 856-1277 E-MAIL eclsl@BELLSOUTH.NET FAX (843) 856-5210

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SINK & ELECTRICAL  
1.5' x 8' BENCHES  
MARSHES OF AICWW

| LINE TABLE |        |             |
|------------|--------|-------------|
| LINE       | LENGTH | BEARING     |
| L1         | 29.46  | N33°07'14"W |
| L2         | 8.40   | S84°23'22"E |
| L3         | 16.53  | S53°48'48"E |
| L4         | 17.52  | S63°04'55"E |
| L5         | 28.34  | N88°24'52"E |
| L6         | 42.40  | N60°25'46"E |
| L7         | 6.95   | S28°19'31"E |

NOT TO SCALE  
DATUM: MEAN LOW WATER

PLAN

2008-01922-2 IH-P  
REV. NOV. 14, 2008 3801 BUCCANEER DRIVE  
REV. OCT. 31, 2008 LOT 1 BLOCK M  
REV. SEPT. 15, 2008 SECTION 2  
AUG. 13, 2008



SHEET 3 OF 3

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